

THE JOINT CHIEFS OF STAFF
Washington 25, D. C.

Joint Materiel Intelligence Agency

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JMIA-X5
26 May 1952

MEMORANDUM FOR ASSISTANT DIRECTOR FOR OPERATIONS, CIA

25X1A

Attention:

Subject: Preliminary Coordination of Revised Regulation
Entitled "Foreign Materiel for Intelligence
Purposes".

Reference: (a) Draft dated 3 January 1952, subject "Foreign
Materiel for Intelligence Purposes, Appendix".

(b) Memorandum 4 February, to
Director of JMIA.

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1. Receipt of your memorandum of 4 February on the above subject is acknowledged. Though a previous reply was prepared in early April this was apparently not dispatched by us or received by you. The resulting delay in effecting coordination is regretted and we shall appreciate your early attention and informal comments on the following:

2. The form of the draft manual was deliberately developed to treat requirements for collection, exploitation, dissemination and liaison separately, since, as has been demonstrated in efforts to coordinate implementing procedures under the present regulation, the Services will not consent to equal degrees of JMIA coordination in all of these fields of interest. This condition was apparently overlooked in the preparation of your comments and will be referred to later in this memorandum.

3. Other comments in your memorandum are in conflict with the fact that JMIA "functions at the departmental level and provides a coordinating point for inter-departmental requirements." The responsibilities of Theater Commanders are such that joint regulations affecting theaters must be limited to broad statements of policy, with dependence upon the Theater Commander for its implementation within the theater. This limitation precludes the inclusion within

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the JMTA regulation of provisions for coordination within the theaters. The possibility of securing through liaison the agreement of Theater Commanders to certain coordinating arrangements within the theater does, of course exist. This paragraph will be referred to in subsequent paragraphs as appropriate.

4. The following comments are referenced to indicated paragraphs of your memorandum of 4 February 1952.

a. (2) The inclusion of the words "acquisitions and requirements" in the portion of draft Section I, entitled "Technical Exploitation Units" would not strengthen the regulation in any respect as the Mission and Functions are detailed in Section II. We agree that the word "exploitation" should be inserted following the word "facilitate" in the last sentence of Section I, paragraph 2 of the draft to accomplish the purpose of your other suggested change in this part.

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b. (3a) We consider it necessary to specifically mention [] and believe that your objective may be attained by changing the sentence following condition b. beginning "such documents" to read as follows: "Where both these conditions exist [] will be left in place and other such documents will be tagged and attached to the item of material to which they pertain." The next sentence would be altered by inserting the words "including [] following the word "documents".

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c. (3b) The objective of Section I, paragraph 4 of the draft is to make documents meeting condition a., including [] useful for intelligence purposes, under the condition b. where the related materiel is actually collected and removed for further exploitation and also under the condition where the materiel itself may not be collected. It would, therefore, not be appropriate to substitute the word "useful" for "collected".

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d. (3d) For the same reasons shown in c. above, the word "all" should not be deleted unless the word "both" is substituted, since one procedure will apply where both conditions are met and another where only one condition exists.

e. (3c) The words "if known" are included in recognition of the fact that in a large proportion of cases the final disposition of the item will not be known. Of course, where not known, it cannot be included and we would be willing to delete the words "if known" if you still believe it better to do so.

f. (4) A portion of your objective may be attained by inserting the phrase "within the Department of Defense and in collaboration with the CIA", following the word "program" in draft Section II, paragraph 6. In view of the previously experienced opposition of the Services to a high degree of coordination in the field of collection, it is believed that they would object very strongly to inclusion of the words "coordination of acquisitions." Further, Section II, paragraph 7 of the draft regulation sets forth in detail the degree of coordination in the field of collection upon which agreement of all Services could be secured under existing conditions.

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g. (5a and 5c) Reference is made to paragraph 2 of this memorandum.

h. (5b) Reference is made to paragraph 2 of this memorandum. Reference is also made to paragraph 4 f. of this memorandum.

i. (5d) The purpose of your comment will be accomplished through inserting the phrase "with other requirements for foreign materiel" following the word "coordinate".

j. (6) Reference is made to paragraph 2 of this memorandum.

k. (6a) The type of activity proposed is within the scope of Section II, paragraphs 6, 8b and 10b of the draft manual and it does not appear necessary to include a specific provision of the type suggested.

It also appears from our investigation of the matter that reports are received monthly in the ZI showing materiel acquired by capture. We are now studying recent lists to determine whether information from that source would provide a useful supplement to reports of items of intelligence interest brought to the ZI.

l. (6b) Reference is made to paragraph 3 of this memorandum. Reference is also made to Section II, paragraph 8 and Section II, paragraph 6 of the draft manual.

m. (6c) The inclusion of this material in the regulation appears unnecessary. These matters are now handled by paragraph 2 of the inclosure to JMIAM-2, which would continue in effect following revision of the regulation. Detailed deadlines are surely more appropriately applied in the administration of the regulation rather than being prescribed in the regulation.

n. (6d) Various portions of the draft regulation provide the basis for reporting acquisitions to JMIA and circulation of such information. JMIAM* 1, 2, 3 and 4/1 all deal with implementing detail. The inclusion of the suggested language would introduce unnecessary detail into the regulation which would in any event have to be supplemented through administrative procedures.

o. (7a) The draft manual provision is limited to "captured materiel" as distinguished from foreign materiel acquired by means other than capture. This is recognition that the initiative and interest of the agency acquiring the materiel by means other than capture warrants their handling the exploitation of the item, subject to the usual coordination procedures to care for the interests of other agencies. With this background I believe you will agree that the provision is satisfactory as written.

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p. (7b) Regarding deletion of the words "in the ZI" the statement in paragraph 4k of this memorandum is applicable.

The regulation is not the appropriate means of handling such matters as deadline times for accomplishing certain actions. This is properly a matter for administrative handling to fit the existing situation. A JMIA procedure now covers this matter.

q. (7c) In view of the very material reasons which may exist for failing to incorporate the exploitation requirements of another agency, it is not reasonable to ask the participating agencies to accept this provision without the modifying words. The necessary safeguards against abuse of the leeway provided by the modifying words must depend basically upon general good faith in cooperating in the program, and administrative procedures as provided in JMIA 2.

r. (8) The objective of the suggested change in language is not understood unless it was thought to place JMIA in a command position with respect to dissemination. JMIA is, of course in a staff and not a command position.

s. (9) The words "under prevailing policy" which appear at the beginning of the sub-paragraph 10 (c) would serve to prevent infringement upon responsibilities exclusively assigned to C.I.A.

JOHN D. TOLMAN
Colonel, GmC
Director, Joint Materiel
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